

**WESTFIELD-WASHINGTON TOWNSHIP
ADVISORY PLAN COMMISSION**

Petition Number	0703-REZ-01
Approximate Address	16303 US 31 North
Petitioner	Pine Tree Commercial Realty, LLC
Request	Modify commitments of a previous rezoning to adopt the “Lantern Commons” site plan
Current Zoning	GB
Approximate Acreage	45.34
Associated Petitions	0101-REZ-01 Rezone from AG-SF-1 to GB

PETITION HISTORY: SEPTEMBER 24, 2007

This petition was originally scheduled to appear at the March 26, 2007 Advisory Plan Commission hearing. This petition appeared before the Technical Advisory Committee at the February 28, 2007 meeting. At this meeting, it was determined that additional comment from TAC agencies would be warranted, and additional review of the submittal would be necessary. To allow time for the submittal and review of the requested information, staff has continued this petition multiple times.

PROCEDURAL

- The appearance before the APC at the September 24, 2007 hearing is only to request permission to remain on the agenda – no determination regarding the proposed modification to the commitments will be made at this hearing.

WAIVER REQUEST - ARTICLE VIII (8)

Article VIII, Section 8 of the Advisory Plan Commission Rules of Procedure states:

“Postponement/continuation of Commission requests to a date more than six (6) months beyond the original noticed meeting shall not be granted. The Commission shall dismiss such pending requests. The right of applicants to re-file such applications shall be preserved, providing no final disposition of the prior request has been granted. Such application shall again be subject to the payment of filing fees.”

The October 22, 2007 APC hearing would be more than six months beyond the original March 26, 2007 hearing date. To allow this petition to remain on the APC agenda for future hearings, the Advisory Plan Commission would have to waive the Rules of Procedure and grant this petition an extension.

RECOMMENDATION

Provide the requested continuance, as the delay in this petition has been due to the petitioner responding to information requests by public agencies – WPWD and INDOT.

AFS